Richard S. Mills, Esq. (RM-0206) John P. Cookson, Esq. (JPC-9391) McElroy, Deutsch, Mulvaney & Carpenter, LLP Wall Street Plaza 88 Pine Street, 24<sup>th</sup> Floor New York, New York 10005 (212) 483-9490 Attorneys for Defendant Ambient Group, Inc.

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

IN RE: WORLD TRADE CENTER LOWER

MANHATTAN DISASTER SITE

LITIGATION

DAVID VIVAR,

Plaintiff,

-against-

63 WALL STREET INC., ET. AL.,

Defendants.

21 MC 102 (AKH)

INDEX NO.: 07-CV-05390 (AKH)

NOTICE OF ADOPTION OF AMBIENT **GROUP, INC.'S ANSWER** TO MASTER COMPLAINT

**ELECTRONICALLY FILED** 

PLEASE TAKE NOTICE that Defendant, AMBIENT GROUP, INC., by its attorneys, McElroy, Deutsch, Mulvaney & Carpenter, LLP, as and for its Response to the allegations set forth in the Amended Complaint by Adoption (Amended Check-Off Complaint) Related to the Master Complaint filed in the above-referenced action, hereby adopts its Answer to Master Complaint dated August 2, 2007, which was filed in the matter of In Re World Trade Center Lower Manhattan Disaster Site Litigation, 21 MC 102 (AKH).

WHEREFORE, the defendant, AMBIENT GROUP, INC., demands judgment dismissing the above-captioned action as against it, together with its costs and disbursements and for such other and further relief as this Court deems just and proper.

Dated: New York, New York

May 9, 2008

Yours etc.,

McElroy, Deutsch, Mulvaney & Carpenter, LLP Attorneys for Defendant Ambient Group, Inc.

By:\_\_\_s/ John P. Cookson

Richard S. Mills (RM-0206) John P. Cookson (JPC-9391) Wall Street Plaza 88 Pine Street, 24<sup>th</sup> Floor New York, New York 10005 (212) 483.9490

TO: Worby Groner Edelman & Napoli Bern, LLP 115 Broadway, 12<sup>th</sup> Floor New York, New York 10006 (212) 267.3700

> Gregory J. Cannata, Esq. Robert A. Grochow, Esq. 233 Broadway, 5<sup>th</sup> Floor New York, New York 10279 (212) 553.9206

James E. Tyrrell, Jr., Esq. Patton Boggs LLP One Riverfront Plaza Newark, New Jersey 07102 (973) 848.5600

Thomas A. Egan, Esq. Fleming Zulack Williamson Zauderer, LLP One Liberty Plaza New York, New York 10006-1404 (212) 412.9500

## **CERTIFICATION OF SERVICE**

I hereby certify that on the 9<sup>th</sup> day of May 2008, I electronically filed the foregoing NOTICE OF ADOPTION OF ANSWER BY DEFENDANT AMBIENT GROUP, INC., with the Clerk of the Court using the CM/ECF System which sends notification to appearing parties.

McElroy, Deutsch, Mulvaney & Carpenter LLP

By: \_s/ John P. Cookson

Richard S. Mills (RM-0206) John P. Cookson (JPC-9391) Attorneys for Defendant Ambient Group, Inc. Wall Street Plaza 88 Pine Street, 24<sup>th</sup> Floor New York, New York 10005 (212) 483-9490